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DHC

PATENT
8013-1192

IN THE U.S. PATENT AND TRADEMARK OFFICE

In re application of

Kazuhiro ISHIDA

Application No. 10/653,358

Conf. 3043

Group 2133

Office of Petitions

Filed August 28, 2003

Examiner R S Dildine, Jr

TF-DETERMINATION APPARATUS, AND TF-DETERMINATION METHOD
AS WELL AS PROGRAM TO BE EXECUTED FOR IMPLEMENTING
THE TF-DETERMINATION METHOD

PETITION UNDER 37 CFR 1.181

MS ISSUE FEE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

August 10, 2006

Sir:

It is respectfully requested that the above-captioned application be accorded a filing date of **August 28, 2003**, rather than the current filing date of September 3, 2003.

Indeed, the present application was filed in the United States Patent and Trademark Office (USPTO) on August 28, 2003 and consisted of 32 pages of specification, 18 claims, five sheets of drawings, an Application Data Sheet, an executed declaration and an abstract, all as evidenced by the accompanying postcard receipt (Exhibit A), which properly itemizes the above-mentioned items.

For some unknown reason, the USPTO accorded a filing date of September 3, 2003 for the above-captioned application Serial No. 10/653,358.

Section 503 of the Manual of Patent Examining Procedure clearly states that a postcard receipt which itemizes and properly identifies the papers which are being filed serves as *prima facie* evidence of receipt in the United States Patent and Trademark Office of all the items listed thereon on the date stamped thereon by the USPTO.

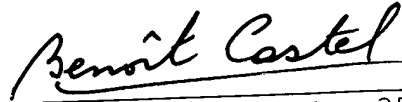
A careful review of the above-mentioned postcard receipt (Exhibit A), which contains all the necessary identifying data, such as the inventor's name and title, will reveal that all the original application papers were filed on **August 28, 2003** as evidenced by the USPTO OIPE date stamp thereon.

Accordingly, in view of the above facts, it is respectfully requested that this application (Serial No. 10/653,358), be accorded the original filing date of August 28, 2003 pursuant to 37 CFR 1.181. It is further requested that all

of the USPTO data records be amended to reflect the correct filing date of August 28, 2003 for the present application.

Respectfully submitted,

YOUNG & THOMPSON



Benoît Castel, Reg. No. 35,041
745 South 23rd Street
Arlington, VA 22202
Telephone (703) 521-2297
Telefax (703) 685-0573
(703) 979-4709

BC/fb



Docket No. 8013-1192

ATTACHED IS A NEW PATENT APPLICATION

INVENTOR(S): Kazuhiro ISHIDA

TITLE: TF-DETERMINATION APPARATUS, AND TF-DETERMINATION METHOD AS WELL AS
PROGRAM TO BE EXECUTED FOR IMPLEMENTING THE TF-DETERMINATION METHOD

FILING DATE: August 28, 2003

CONSISTING OF:

- | | | | |
|-------------------------------------|---|-------------------------------------|--|
| <input checked="" type="checkbox"/> | Transmittal letter | <input checked="" type="checkbox"/> | Abstract |
| <u>32</u> | Pages specification (English) w/ <u>18</u> claims | <input type="checkbox"/> | Pre. Amendment w/checked up version |
| <u>5</u> | Sheets Of Formal Drawings | <input type="checkbox"/> | Paper Sequence Listing |
| <input checked="" type="checkbox"/> | Application Data Sheet | | |
| <input type="checkbox"/> | Not. of Sub. of Sequence Listing | | |
| <input type="checkbox"/> | Computer readable Seq. List. (diskette) | | |
| <input type="checkbox"/> | Priority doc. (1) - Appln. No. | | |
| <input checked="" type="checkbox"/> | Executed declaration (1) | <input checked="" type="checkbox"/> | Exec. Assignment w/PTO-1595 |
| <input type="checkbox"/> | Info. Disclosure Statement w/1449 | <input type="checkbox"/> | Search Report |
| <input type="checkbox"/> | Cited References | <input checked="" type="checkbox"/> | Check # <u>27154</u> for <u>\$790.00</u> |

Other: _____

USPTO - PLEASE STAMP RECEIPT DATE AND APPLICATION NUMBER

Actual due date: 8/28/2003

BC/yr

EXHIBIT A